

# MEMO ENDORSED

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

-----X  
CINDY TETA and MOTTY STEIN, individually  
and on behalf of all others similarly situated,

Plaintiff,

-against-

GO NEW YORK TOURS, INC., d/b/a TOPVIEW  
SIGHTSEEING AND EVENT CRUISES NYC –  
CITY LIGHTS CRUISE


Defendant.

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**Case No.: 1:24-cv-01614-ER**

**NOTICE OF MOTION TO DISMISS  
AND COMPEL ARBITRATION**

Plaintiff is directed to submit its opposition to the motion, by May 31, 2024. Defendant is directed to submit its reply by June 7, 2024. SO ORDERED.

  
Edgardo Ramos, U.S.D.J.  
Dated: 5/13/24  
New York, New York

**PLEASE TAKE NOTICE** that Defendant Go New York Tours Inc., d/b/a TopView Sightseeing, upon the accompanying Memorandum of Law, the Affirmation of Bret Derman in Support and the exhibits attached thereto, and upon all the papers and pleadings herein, will move, under and in accordance with the Federal Arbitration Act, 9 U.S.C. §§4 & 206, for an order:

1. Dismissing Plaintiff's Cindy Teta and Motty Stein's complaint;
2. Compelling individual arbitration of the claims therein; and
3. Any such other and further relief as this Court may deem just and proper.

Dated: New York, New York  
May 10, 2024

**BARTON LLP**

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